

**CIVIL COVER SHEET**

The JS - 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

**I.(a) PLAINTIFFS**

Michael Tate

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Cook  
(EXCEPT IN U.S. PLAINTIFF CASES)**DEFENDANTS**

City of Chicago and Chicago Police Officer T. Balasz, #15795

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT  
(IN U.S. PLAINTIFF CASES ONLY)NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT  
OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Kenneth N. Flaxman  
200 S Michigan Ave, Ste 1240  
Chicago, IL 60604  
(312) 427-3200

ATTORNEYS (IF KNOWN)

**II. BASIS OF JURISDICTION** (PLACE AN "X" IN ONE BOX ONLY)**III. CITIZENSHIP OF PRINCIPAL PARTIES** (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)1 U.S. Government Plaintiff  Federal Question (U.S. Government Not a Party)

Citizen of This State PTF 1 DEF 1 Incorporated or Principal Place of Business In This State

PTF 4 DEF 4

2 U.S. Government Defendant  4 Diversity (Indicate Citizenship of Parties in Item III)

Citizen of Another State PTF 2 DEF 2 Incorporated and Principal Place of Business in Another State

PTF 5 DEF 5

Citizen or Subject of a Foreign Country PTF 3 DEF 3 Foreign Nation

PTF 6 DEF 6

**IV. NATURE OF SUIT** (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
110 Insurance	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	610 Agriculture	400 State Reapportionment
120 Marine	310 Airplane	362 Personal Injury - Med. Malpractice	620 Other Food & Drug	410 Antitrust
130 Miller Act	315 Airplane Product Liability		625 Drug Related Seizure of Property 21 USC 881	430 Banks and Banking
140 Negotiable Instrument	320 Assault, Libel & Slander	365 Personal Injury - Product Liability	630 Liquor Laws	450 Commerce/ICC Rates/etc.
150 Recovery of Overpayment & Enforcement of Judgment	330 Federal Employers' Liability	368 Asbestos Personal Injury Product Liability	640 R.R. & Truck	460 Deportation
151 Medicare Act	340 Marine	<b>PERSONAL PROPERTY</b>	650 Airline Regs.	470 Racketeer Influenced and Corrupt Organizations
152 Recovery of Defaulted Student Loans (Excl. Veterans)	345 Marine Product Liability	370 Other Fraud	660 Occupational Safety/ Health	810 Selective Service
153 Recovery of Overpayment of Veteran's Benefits	350 Motor Vehicle	371 Truth in Lending	690 Other	850 Securities/Commodities/Exchange
160 Stockholders' Suits	355 Motor Vehicle Product Liability	380 Other Personal Property Damage		875 Customer Challenge 12 USC 3410
190 Other Contract	360 Other Personal Injury	385 Property Damage		891 Agricultural Acts
195 Contract Product Liability		Product Liability		892 Economic Stabilization Act
				893 Environmental Matters
				894 Energy Allocation Act
				895 Freedom of Information Act
				900 Appeal of Fee Determination Under Equal Access to Justice
				950 Constitutionality of State Statutes
				890 Other Statutory Actions
REAL PROPERTY	CIVIL RIGHTS	PRISONER	FEDERAL TAX SUITS	
210 Land Condemnation	441 Voting	510 Motions to Vacate Sentence	870 Taxes (U.S. Plaintiff or Defendant)	
220 Foreclosure	442 Employment	<b>HABEAS CORPUS:</b>	871 IRS - Third Party 26 USC 7609	
230 Rent Lease & Ejectment	443 Housing/ Accommodations	530 General		
240 Torts to Land	444 Welfare	535 Death Penalty		
245 Tort Product Liability	X 440 Other Civil Rights	540 Mandamus & Other		
290 All Other Real Property		550 Civil Rights		
		555 Prison Condition		

**V. ORIGIN**

(PLACE AN "X" IN ONE BOX ONLY)

1 Original Proceeding     2 Removed from State Court     3 Remanded from Appellate Court     4 Reinstated or Reopened     5 Transferred from another district (specify)     6 Multidistrict Litigation     Appeal to District Judge from Magistrate Judgment

**VI. CAUSE OF ACTION** (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE.  
DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

42 U.S.C. Section 1983: false arrest

**VII. REQUESTED IN COMPLAINT:**CHECK IF THIS IS A CLASS ACTION  
 UNDER F.R.C.P. 23**DEMAND \$**

\$ 22,000

CHECK YES only if demanded in complaint:

JURY DEMAND:  YES    NO**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE \_\_\_\_\_

DOCKET NUMBER \_\_\_\_\_

DATE

1/10/2008

SIGNATURE OF ATTORNEY OF RECORD  
/s/ Kenneth N. Flaxman

**FILED**  
**JANUARY 10, 2008**  
 MICHAEL W. DOBBINS  
 CLERK, U.S. DISTRICT COURT